

Serial No. 10/699,459
Amendment dated May 15, 2008
In reply of Notice of Non-Complaint Amendment of April 24, 2008

REMARKS

The Notice of Non-Complaint Amendment dated April 24, 2008, has been received and its contents carefully noted.

In view of the foregoing amendments to the claim identifiers, and following representations, reconsideration and allowance are respectfully requested.

Examiner Whaley is thanked for the courtesies extended undersigned counsel during the telephone interview of April 28, 2008, in which the Examiner and the undersigned discussed the Notice of Non-compliant Amendment, dated April 24, 2008.

Examiner Whaley confirmed that the only issue was that the claim identifier "elected" was considered non-standard, and the claim identifier "new" had to be added to claims 13-15.

Thus, all claims have claim identifiers, no substantive amendments have been made, and the timely filed Amendment is in condition for entry and examination.

Examiner Whaley said that applicant's counsel should change the claim identifiers only, and leave the amendments in the claims, as previously submitted, as they had not been entered and examined.

No amendments to the claims have been made by this Response.

Serial No. 10/699,459
Amendment dated May 15, 2008
In reply of Notice of Non-Complaint Amendment of April 24, 2008

Undersigned counsel looks forward to arranging a personal interview with the Patent Examiner after these issues have been considered, and before an Office Action is sent out, unless the official action is a Notice of Allowance.

It is believed that no fee is due. Should that determination be incorrect, the Patent Examiner is hereby authorized to charge any deficiencies to our Deposit Account No. 19-2105 and to notify undersigned counsel in due course.

Should any outstanding formal matters or other issues remain, please telephone Terrence Brown at 703-684-5600 to resolve such.

Respectfully submitted,

Date:

May 15, 2008

By:

Terrence L.B. Brown
Attorney for Applicant
Reg. No. 32,685

SHLESINGER, ARKWRIGHT & GARVEY LLP
1420 King Street, Suite 600
Alexandria, Virginia 22314
(703) 684-5600

Serial No. 10/699,459

Amendment dated May 15, 2008

In reply of Notice of Non-Complaint Amendment of April 24, 2008

CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that this correspondence is being
facsimile transmitted to the United States Patent and Trademark
Office to 571-273-0300 (Patents) / 571-273-9103 (Trademarks)

on May 15, 2008
Date

D. Stacy

Signature

D. STACY

Typed or printed name of person signing certificate.

703-684-5600
Telephone Number